

THURSDAY, JANUARY 10, 1985

THIRD ORGANIZATIONAL DAY

The House met at 10:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Captain D. M. Thompson, Commander, Salvation Army, Kingsport, Tennessee.

Representative Yelton led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present . . . . . 93

Representatives present were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

The Speaker announced that Representative Bragg was excused because of illness.

The Speaker announced that Representative Percy was excused because of illness.

**THURSDAY, JANUARY 10, 1985—3rd ORGANIZATIONAL DAY**

The Speaker announced that Representative Gill was excused because of business.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Joint Resolution No.:

10--Relative to honoring Philip L. Hooper; adopted for concurrence.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

Mr. Naifeh moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 5, which motion prevailed.

Senate Joint Resolution No. 5--Relative to recess, Ninety-Fourth General Assembly.

Mr. Naifeh moved that Senate Joint Resolution No. 5 be concurred in, which motion prevailed by the following vote:

Ayes . . . . .	88
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Crain, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--88.

A motion to reconsider was tabled.

Mr. Murphy moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 10, which motion prevailed.

Senate Joint Resolution No. 10--Relative to honoring Philip L. Hooper.

On motion, the resolution was concurred in.

## THURSDAY, JANUARY 10, 1985--3rd ORGANIZATIONAL DAY

A motion to reconsider was tabled.

### ELECTION OF MEMBERS TO FISCAL REVIEW COMMITTEE

In accordance with Chapter 7, Title 3, Tennessee Code Annotated authorizing the election of the Fiscal Review Committee, such election was held and the following members from the two major political parties were elected.

Mr. Jared nominated Messrs. Rhinehart, Kernell, Love, Kisber and DePriest of the Democratic Party.

Mr. Scruggs nominated Messrs. Bewley, Copeland, Moore (Shelby) and Montgomery of the Republican Party.

The Clerk called the roll with the following results:

For Nominees . . . . .	91
Present and not voting . . . . .	1

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

Representative present and not voting was: DePriest--1.

Mr. Speaker McWherter declared that Messrs. Rhinehart, Kernell, Love, Kisber, DePriest, Bewley, Copeland, Moore (Shelby) and Montgomery were duly elected to the Fiscal Review Committee for the ensuing two years.

A motion to reconsider was tabled.

Ms. Moore (Sullivan) moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 7 out of order, which motion prevailed.

House Joint Resolution No. 7--Relative to commending Stephen Hagey--By Moore (Sullivan).

## THURSDAY, JANUARY 10, 1985--3rd ORGANIZATIONAL DAY

Ms. Moore (Sullivan) moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 7, which motion prevailed.

House Joint Resolution No. 7--Relative to commending Stephen Hagey.

Ms. Moore (Sullivan) moved that House Joint Resolution No. 7 be adopted, which motion prevailed by the following vote:

Ayes . . . . .	91
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Clark (Sumner), Cobb, Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

A motion to reconsider was tabled.

### SECOND ROLL CALL

A roll call was taken with the following results:

Present . . . . .	95
-------------------	----

Representatives present were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

## **THURSDAY, JANUARY 10, 1985--3rd ORGANIZATIONAL DAY**

### **INTRODUCTION OF RESOLUTIONS**

House Joint Resolution No. 2--Relative to recess, 94th General Assembly --By Naifeh and Henry.

On motion of Mr. Naifeh, House Joint Resolution No. 2 was withdrawn.

House Joint Resolution No. 3--Relative to congratulating Cathy Brown--By Wheeler.

Under the rules, the resolution lies over.

House Joint Resolution No. 4--Relative to congratulating Steve Richardson--By Wheeler.

Under the rules, the resolution lies over.

House Joint Resolution No. 5--Relative to congratulating Sharon Loveday--By Wheeler.

Under the rules, the resolution lies over.

House Joint Resolution No. 6--Relative to amending constitution, State income tax--By Copeland.

The Speaker announced that House Joint Resolution No. 6 lies over.

### **INTRODUCTION OF BILLS**

House Bill No. 12--To make certain provision, Hickman County legislative body--By Work.

Passed first consideration.

House Bill No. 13--To make certain provisions, teacher certification--By McNally.

Passed first consideration.

House Bill No. 14--To provide for character education in schools--By Love.

Passed first consideration.

House Bill No. 15--To provide for name change, Bledsoe County correctional facility--By Rhinehart.

Passed first consideration.

## **THURSDAY, JANUARY 10, 1985--3rd ORGANIZATIONAL DAY**

House Bill No. 16--To provide for certification, tobacco seed--By DePriest, Davidson, Wix, Darnell and Stafford.

Passed first consideration.

House Bill No. 17--To make certain provision, grant anticipation notes--By Byrd.

Passed first consideration.

House Bill No. 18--To exempt certain printing materials from sales tax--By Rhinehart, Gill and Stafford.

Passed first consideration.

House Bill No. 19--To amend Section 3-1-103, Code--By Murray and Naifeh.

Passed first consideration.

House Bill No. 20--To amend Section 3-1-103, Code--By Naifeh and Murray.

Passed first consideration.

House Bill No. 21--To make certain provisions security bonds, non-resident contractors--By Wheeler.

Passed first consideration.

House Bill No. 22--To provide preference resident contractors, certain public contracts--By Wheeler.

Passed first consideration.

House Bill No. 23--To allow funding information revealed prior to certain bids--By Wheeler.

Passed first consideration.

House Bill No. 24--To make certain provision, registration tax, freight motor vehicles--By Wheeler.

Passed first consideration.

### **HOUSE BILL ON SECOND CONSIDERATION**

House Bill No. 11--To increase membership, motor vehicle commission.

Passed second consideration and held pending appointment of appropriate Committee.

## **THURSDAY, JANUARY 10, 1985—3rd ORGANIZATIONAL DAY**

### **ENGROSSED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 7; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

### **APPOINTMENT OF STANDING COMMITTEES**

The Speaker announced the appointment of the Standing Committees of the House as follows:

#### **AGRICULTURE**

Stallings, Chairman; DePriest, Vice Chairman; Davis (Gibson), Secretary; Hobbs, Robinson (Washington), Stafford and Tankersley.

#### **COMMERCE**

Murray, Chairman; Tanner, Vice-Chairman; Shirley, Secretary; Bivens, Byrd, Copeland, Dixon, Drew, Frensley, Gafford, Hassell, Jones, Kisber, May, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Severance, Swann, Turner (Hamilton), Webb, West, Wheeler and Wood.

#### **CONSERVATION AND ENVIRONMENT**

Hillis, Chairman; Crain, Vice-Chairman; Kernell, Secretary; Bewley, Chiles, Cross, Davis (Cocke), Dills, Duer, Gill, Hobbs, Huskey, Jared, McAfee, Miller, Moody, Moore (Shelby), Napier, Percy, Robinson (Davidson), Severance, Stallings, Turner, C. (Shelby), Wix and Wolfe.

#### **EDUCATION**

Work, Chairman; Davidson, Vice-Chairman; Brewer, Secretary; Bivens, Cobb, Davis (Gibson), Henry, Ivy, Jared, King, McNally, Montgomery, Moore (Sullivan), Peroulas, Robinson (Hamilton), Starnes, Tankersley, Turner, L. (Shelby), Whitson, Winningham and Wood.

#### **FINANCE, WAYS AND MEANS**

Bragg, Chairman; Rhinehart, Vice-Chairman; Cobb, Secretary; Bell, Bewley, Brewer, Burnett, Copeland, Davidson, Dills, Drew, Garrett, Henry, Hillis, Hurley, Jones, Kent Love, McNally, Murray, Robinson (Hamilton), Scruggs, Ussery, Webb, Whitson, Wix, Work and Yelton.

#### **GENERAL WELFARE**

Starnes, Chairman; DeBerry, Vice-Chairman; Bell, Secretary;

## **THURSDAY, JANUARY 10, 1985--3rd ORGANIZATIONAL DAY**

Bell, Chiles, DePriest, Duer, Gill, Harrill, McCroskey, Montgomery, Pruitt, Robinson (Washington), Wheeler and Wolfe.

### **GOVERNMENT OPERATIONS**

King, Chairman; Covington, Vice-Chairman; Byrd, Secretary; Cross Darnell, DeBerry, Ellis, Kernell, Lawson, McAfee, May, Moore (Shelby), Scruggs and Stafford.

### **JUDICIARY**

Murphy, Chairman; Turner, C. (Shelby), Vice-Chairman; Moore (Sullivan), Secretary; Buck, Burnett, Clark (Davidson), Darnell, Davis (Knox), Moody and Williams.

### **LABOR AND CONSUMER AFFAIRS**

Ellis, Chairman; Clark (Davidson), Vice-Chairman; Dixon, Secretary; Gaia, Turner, L. (Shelby), Ussery and Williams.

### **STATE AND LOCAL GOVERNMENT**

Miller, Chairman; Love, Vice-Chairman; Gaia, Secretary; Clark (Sumner), Collier, Covington, Curlee, Davis (Knox), Garrett, Huskey, Kent, Kisber, Lawson, Murphy, Naifeh, Nance, Phillips, Pruitt, Shirley, Swann, Tanner, Turner (Hamilton) and West.

### **TRANSPORTATION**

Robinson (Davidson), Chairman; Buck, Vice-Chairman; Yelton, Secretary; Bragg, Clark (Sumner), Collier, Crain, Curlee, Davis (Cocke), Frensley, Gafford, Harrill, Hassell, Hurley, Ivy, McCroskey, Percy, Ridgeway and Winningham.

### **CALENDAR AND RULES**

Gill, Chairman; Phillips, Vice-Chairman; Kisber, Secretary.

Under the rules, the Committee on Calendar and Rules is composed of the following officers of the Standing Committees: Bell, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Gaia, Hillis, Kernell, King, Love, Miller, Moore (Sullivan), Murphy, Murray, Rhinehart, Robinson (Davidson), Shirley, Stallings, Starnes, Tanner, Turner, C. (Shelby), Work and Yelton.

Thereupon, pursuant to Senate Joint Resolution No. 6, Mr. Speaker McWherter declared the Organizational Session of the House of Representatives of the Ninety-Fourth General Assembly adjourned.